

BY-LAWS AND RULES OF ORDER, TO WHICH IS PREFIX-
ED THE CONSTITUTION OR GENERAL LAWS FOR THE
GOVERNMENT OF SUBORDINATE LODGES IN NORTH CAROLINA.

By

Odd-Fellows, Independent Order of. Raleigh, N. C.
Seaton Gales Lodge, No. 64.

BY-LAWS
AND
RULES OF ORDER
OF
SEATON GALES LODGE,

No. 64, I. O. O. F.,

RALEIGH, N. C.,

TO WHICH IS PREFIXED

THE CONSTITUTION OR GENERAL LAWS FOR THE GOV-
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NORTH CAROLINA;

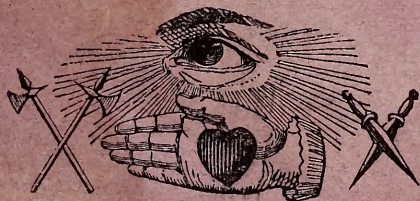
WITH

AN APPENDIX,

BEING A CODE FOR CONDUCTING TRIALS IN THE LODGE; FORMS, &c.

ALSO,

AN ALPHABETICAL INDEX.



RALEIGH:

EDWARDS, BROUGHTON & CO., PRINTERS AND BINDERS.
1874.

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Raleigh

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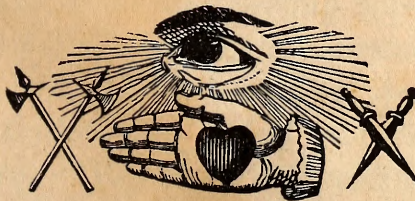
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SEATOR GALLS LODGE

W. A. O. R.

H. A. L. I. O. R. N. C.

IN THE CITY OF BOSTON

THE OFFICE OF THE SECRETARY OF THE
TREASURY OF THE UNITED STATES
WASHINGTON, D. C.

WITH

LA. A. P. E. N. I. S.

A NEW METHOD FOR DETERMINING THE TRUE VALUE OF THE STOCK MARKET

BY

A. A. H. E. T. T. E. L. I. N. G.



THE

LIBRARY OF THE BOSTON PUBLIC LIBRARY

1875

CONSTITUTION
OR
GENERAL LAWS
FOR THE GOVERNMENT OF SUBORDINATE LODGES IN NORTH
CAROLINA.

Adopted July 21st, 1871.

ARTICLE 1. This Lodge shall be hailed and entitled SEATON GALES LODGE, No. 64, I. O. O. F., and shall possess full powers and privileges of a Subordinate Lodge, holding a legal, unreclaimed and valid charter, granted by the R. W. Grand Lodge of the State of North Carolina, and incorporated by the Legislature of said State ; and shall exist so long as there remain five members of the Scarlet Degree, in good standing, who are willing to work under its charter.

ART. 2. Any white male person is eligible to membership in this Lodge, who is of good moral character, not under twenty-one years of age, exempt from infirmities which may prevent his gaining a livelihood, and a believer in a Supreme Being, the Creator and Preserver of the Universe.

ART. 3. Propositions for membership must be made in writing, at a regular stated meeting, by a member of the Lodge, stating the name, age, residence and occupation of the applicant, with the initiation fee ; which proposition shall be entered on the records of the Lodge and referred to a committee of three members appointed by the N. G., which committee shall enquire into the character and physical condition of the applicant, and make a report at the next regular meeting, when the N. G. shall order a ballot with ball ballots forth-

with; and, if after the ballot is closed, there appears in the ballot box no black ball, the N. G. shall announce the candidate elected; should there be two or more black balls in the ballot box, the N. G. shall declare the candidate rejected; should but one black ball appear in the ballot box, the case shall lie over until the next regular meeting, when a new ballot shall be had, and then, if one or more black balls be voted, the candidate shall be declared rejected, and no new application from the rejected candidate shall be considered until the expiration of six months.

ART. 4. A member of the order, desirous of joining this Lodge by deposit of card, shall make application through one of the members, and present his card of withdrawal from the Lodge of which he was a member, and his application shall be referred to a committee of three members, who shall report at the next regular meeting, when a ballot shall be had, and if not more than two black balls are cast he shall be declared elected; if three or more black balls are voted, the applicant is rejected. But no person shall be thus admitted who claims admission by virtue of a card granted by any Lodge not under the jurisdiction of the R. W. Grand Lodge of the United States.

ART. 5. An Ancient Odd Fellow, (one whose card is out of date, or lost) may be admitted to membership in the manner prescribed for Initiates in Article 3.

ART. 6. The fee for Initiation into this Lodge shall be not less than five dollars for persons between the ages of twenty-one and forty-five, and an additional charge to persons above the age of forty-five, of one dollar for each year to the age of fifty, and two dollars for each year above the age of fifty. The charge for Degrees shall be fifteen dollars, viz: three dollars for each Degree, in advance.

ART. 7. Any member, who has been suspended for non-payment of dues, may be reinstated within one year after said suspension, by payment of one year's dues. After one year's suspension, by payment of the sum charged for Initiation, in both cases subject to a ballot as in the case of an Initiate.

Non-affiliated Odd Fellows, who had retained membership in the Order for ten consecutive years, and who at the time of application are over fifty years of age, may be admitted to membership as Non-Beneficial members, upon payment of five dollars admission fee, and one dollar per year dues, subject to ballot as in the case of an initiate. (Amendment, Journal 1873, p. 19.)

ART. 8. A member suspended for non-payment of dues, who makes application for reinstatement, and for a withdrawal card, for the purpose of joining another Lodge in the same jurisdiction, may be reinstated and granted a final card at any time within five years from the date of suspension, upon the payment of one year's dues and the usual price of a card.

ART. 9. It shall be optional with the several Lodges subordinate to this R. W. Grand Lodge, to re-elect any officer. (Amendment, Journal 1872, p. 26.)

ART. 10. No brother from another State shall be admitted to visit or deposit his card in any Lodge in this State, unless he present a card or certificate, under the signature of the officers and seal of the Lodge of which he is a member, and endorsed with his name, and prove himself in the A. T. P. W., and in the Degree in which the Lodge is opened: *Provided*, nevertheless, a brother may visit, if introduced by a Grand Representative, or an elective officer of the Grand Lodge of the State.

ART. 11. In case a brother in good standing is sick or disabled, the N. G. shall visit him, or cause him to be visited by the V. G., or some other brother, and shall pay him weekly, from the funds of the Lodge, the sum of three dollars. And it shall be the duty of the N. G. to so arrange, as that sick brothers shall be visited at least once a day during their illness; and he shall have a correct roll of the members of the Lodge, and, if need be, and the circumstances require it, he shall notify two of the members in rotation, as they stand upon the roll, to attend each sick member during the night, and administer such assistance as may be in their power: *Provided*, the disease be not contagious, infectious, or dangerous to others; in which

event he shall, if necessary, employ a nurse to be paid from the funds of the Lodge. No brother can pay up his dues after his sickness or disability has begun, so as to entitle himself to benefits; and no brother can fall in arrears during his sickness or disability, because the Lodge can and must retain enough of the benefits to keep him in good standing.

ART 12. Every member of a Lodge, after six' months membership, in case of sickness, or disability which shall render him unable to follow his usual business avocation, shall receive from the funds of the Lodge three dollars per week, during such sickness or disability; provided he is not more than three months in arrears for dues, and such sickness or disability was not caused by intemperance or any immoral conduct.

ART. 13. In case of the death of a member of this Lodge, not more than three months in arrears, not caused by violation of any of the principles of our Order, there shall be allowed from the funds of the Lodge twenty-five dollars, to defray the burial expenses of said brother, which the N. G. shall cause without delay to be paid to the person who incurs the expense of interment. The N. G., in case of the absence of competent relatives, shall take charge of the funeral, and have his remains decently buried, at the expense of the Lodge; and, in either case, the Secretary shall charge the members, *pro rata*, a sum sufficient to meet expenses, which charge shall constitute dues to the Lodge.

ART. 14. Any member who shall violate any of the principles of the Order, or offend against these articles, or the By-Laws, shall be subject to be fined, reprimanded, suspended or expelled, as the By-Laws may direct, ancient usage require, or the Lodge determine.

ART. 15. Every member shall be entitled to a fair trial for any offence involving reprimand, suspension, or expulsion; but no member of this Lodge shall be put on trial, unless charges duly specifying his offence be submitted to the Lodge in writing, by a brother of the Order, except when made liable for the non-payment of dues to the Lodge.

ART. 16. When charges have been preferred against a brother in a proper manner, or when any disputes, aggrievances or differences, existing between members, shall be brought before the Lodge, the N. G. of the Lodge shall thereupon appoint a committee of five brethren, who shall summon the contending parties, and examine and determine the matter in question. Should the case not involve the expulsion or suspension of a member, or should no appeal be taken from the decision of the committee to the Lodge, then their decision shall be final, without further action from the Lodge. Should the committee, however, be convinced of the necessity of suspending or expelling a member, then they shall, without delay, submit a motion for the purpose to the Lodge, accompanied by the entire evidence in the case, clearly written, for action.

ART. 17. When the motion for the suspension or expulsion of a brother shall have been submitted in due form, it shall be announced in open Lodge, on the two Lodge nights previous to its being acted upon ; and the testimony shall be read, the accused shall be summoned to be in attendance at the Lodge, at the time when it may have determined to consider the question—at which time, should the accused brother be present, he shall be allowed to submit his final testimony and defence, when the Lodge shall proceed to consider and determine the matter, which shall be by a vote of two-thirds of the members present ; and, if the accused be expelled, shall not again be admitted into the Lodge, (unless the decision be reversed by the Grand Lodge,) and notice thereof shall be sent to the Grand and Subordinate Lodges of the State : *Provided, nevertheless*, that when a member is suspended for non-payment of dues, he may be reinstated without the intervention of the Grand Lodge. Should the accused member acknowledge his guilt, upon charges duly preferred, the penalty shall be imposed without trial ; but should he, however, refuse to stand trial, he may be expelled for contempt.

ART. 18. The elective officers of this Lodge shall consist of G., V. G., Secretary, and Treasurer, who shall be elected

semi-annually, at the last half yearly meeting in June and December, and shall be installed at the next succeeding regular meeting after the election, or as soon thereafter as practicable, and shall serve a regular term of six months. They must be balloted for separately; and receive a majority of all the votes polled; and have received the fifth degree; and any candidate attempting to influence an election, directly or indirectly, shall be fined such sum as the Lodge may determine, and be ineligible to any office for two years thereafter. Nominations for candidates to fill any of the elective offices shall be made only one Lodge night immediately preceding, and on the night of election.

ART. 19. No brother shall be eligible to the office of N. G., unless he has served a regular term as contemplated by the law as V. G.; nor shall a brother be eligible to the office of V. G., unless he has served in an elective office to the end of the term, or filled some inferior station twenty-six nights, and shall have received the fifth degree, and degree of Rebekah, if his Lodge has received said degree, and not in arrears to the Lodge, unless by special dispensation of the Grand Lodge.

ART. 20. The appointed officers shall be Chaplain, Warden, Conductor, O. G., I. G., R. S. S. and L. S. S., R. and L. S. N. G., appointed by the N. G., and R. and L. S. V. G., appointed by the V. G., all of whom shall be Scarlet members, members of Rebekah degree, and not in arrears to the Lodge. (Amendment, Journal 1872, p. 26.)

ART. 21. Any elected or appointed officer, who shall have absented himself from the Lodge for more than three successive Lodge nights, shall thereby vacate his seat, unless excused by the Lodge; and another officer shall be elected or appointed as the case may require, who shall fill the situation for the remainder of the term, and shall receive all the honors of the station, as though he had served the full term.

ART. 22. It shall be the duty of the Lodge, through the N. G. and V. G. and Secretary, immediately upon the expiration of their term of service, to prepare a regular semi-annual report of the work during the term, according to the forms re-

quired by the Grand Lodge, which report shall be accompanied by whatever amount may be due the Grand Lodge, and handed to the installing officer before the installation of officers. The bond of the Treasurer elect shall also be taken by the above named officers, and be ready by the night of installation.

ART. 23. Any member feeling himself aggrieved by the action of the Lodge, shall be entitled to an appeal to the Grand Lodge: *Provided*, that the appeal be written in duplicate, and both copies be placed in the hands of the N. G., within two weeks after application therefor.

ART. 24. This Lodge shall set apart twenty per cent of the regular quarterly dues received from its members, which shall constitute a Widows and Orphans' Fund, and be held in trust by a committee of three, to be elected by the Lodge, at its last meeting night in each and every year, the chairman of said committee to give bond for the safe keeping of said funds, for the relief of the Widows and education of the Orphans of deceased members of the Lodge. (Amendment, Journal 1873, p. 19.)

ART. 25. The Secretary of each Lodge in this State shall forward to the Grand Secretary at least two weeks before the date of each session of the M. W. Grand Lodge, a certificate of the election of Representative from his Lodge to the Grand Lodge, and also furnish said Representative a duplicate copy. (Amendment, Journal 1873, p. 19.)

ART. 26. Each Subordinate Lodge in this jurisdiction shall notify the Encampment of which the brother was a member, whenever his membership is reversed by expulsion or withdrawal from his Lodge. (Amendment, Journal 1873, p. 19.)

ART. 27. Each Subordinate Lodge shall elect its Representative to the R. W. Grand Lodge on the first meeting in April each year. (Amendment, Journal 1873, p. 19.)

BY-LAWS.

WE, the members of Seaton Gales Lodge, No. 64, I. O. O. F., in order to form a more perfect union, establish harmony, provide for the sick and distressed, promote the general cause of charity and secure the blessing of Friendship, Love and Truth, do ordain and establish the following code of By-Laws :

ARTICLE I.

OF MEETINGS.

SECTION 1. The stated meetings of this Lodge shall be held on Thursday evening of each week.

SEC. 2. The time of opening this Lodge shall be, seven o'clock from October 1st to March 31st, and eight o'clock from April 1st to September 30th.

SEC. 3. Should the N. G. and V. G. be absent, the Senior P. G. present belonging to the Lodge, shall preside.

SEC. 4. Meetings may be called by the N. G. at any time that he may deem it necessary. Upon the written application of five members, the N. G. shall call a meeting of the Lodge as may be named in such application.

ARTICLE II.

FEES FOR MEMBERSHIP.

(See Article VI. Constitution.)

Fee for depositing a card, one dollar.

ARTICLE III.

OF BENEFITS.

SECTION 1. Every member receiving the 5th, 4th, and 3rd Degrees shall be entitled to five dollars per week in case of sickness and disability, and those having the initiatory, 1st and 2nd, shall receive three dollars per week.

SEC. 2. Should it appear that any member claiming the weekly benefits is not so sick or disabled as to render him incapable of procuring the means of subsistence for himself and family, and any dispute arising thereon, the question of sickness or disability may be referred to one or more respectable physicians whose decision, if approved by the Lodge, shall be final.

SEC. 3. No member being sick for a less time than one week, unless such sickness proves fatal, shall be entitled to benefits.

SEC. 4. It is a neglect of duty of the N. G. or V. G. to permit more than two weeks' benefits to be due any sick member, without tendering him (if practicable) payment, or reporting the case to the Lodge.

SEC. 5. Widows and Orphans of deceased brethren of this Lodge, in good standing, may receive such aid as the Lodge may direct.

SEC. 6. Thirty dollars shall be allowed as the funeral benefits upon the death of a brother of this Lodge.

SEC. 7. Upon the death of a member of this Lodge each member shall be assessed fifty cents for the purpose of paying said funeral benefits, and the surplus, if any, shall go to the Widow and Orphan's Fund.

SEC. 8. When a member of this Lodge has been sick at a distant place, and there receives aid in money from the I. O. O. F., the amount so received shall be reimbursed to the Lodge extending the aid, and charged to account of the member against his claim for benefits for such sickness: *Provided, however,* this Lodge does not bind itself to pay more than would be due to the member for benefits during that sickness.

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ARTICLE IV.

OF DUTIES TO SICK MEMBERS.

SECTION 1. When the N. G. is aware that any member of this Lodge, in good standing, is sick, he shall direct the Rec. Sec. to notify, on each day during the time such member is sick and requires attention, two members of this Lodge to sit up with said sick member on the night of that day, and in case of the refusal of either or both of the members, so notified, the Rec. Sec. shall notify other members until two will promise to perform the duty ; and all cases of refusal of members shall be reported to the Lodge by the Rec. Sec. at the next meeting night. When the N. G. is required by the Com. of Relief to furnish watchers for a sick transient brother, he shall direct the Rec. Sec. to give notice as in case of sick members, and the Rec. Sec. shall proceed in every particular as above required.

SEC. 2. A sick watcher's roll shall be kept by the Rec. Sec. containing the names of all the members of the Lodge, and when watchers are required for members of this Lodge or transient brothers, they shall be detailed in rotation as their names stand on the roll ; and when a member has performed this duty it shall be noted opposite his name and he shall not be required again to perform such duty until his name be reached in regular rotation.

SEC. 3. When a member of this Lodge is informed of the sickness of any member of this Lodge, or transient brother it is his duty to apprise the N. G. of the fact within twenty-four hours, if possible.

SEC. 4. The N. G., V. G., Treas., R. and L. Supporters of N. G. and V. G., shall constitute a visiting committee, whose duty it shall be to visit the sick in the following order :

N. G., Sunday ; Treas., Monday ; V. G., Tuesday ; R. S. N. G., Wednesday ; L. S. N. G., Thursday ; R. S. V. G., Friday ; L. S. V. G., Saturday ; and they shall each report to the Lodge at each regular meeting the condition of said sick brothers.

ARTICLE V.

OF FUNERALS OF MEMBERS.

SECTION 1. When any member of this Lodge, in good standing, dies, (it being ascertained that it is not contrary to the wishes of his family that he be buried with the ceremonies of Odd Fellowship), it shall be the duty of the N. G. to call a meeting of the Lodge, to be held one hour prior to the time fixed for the funeral of the deceased member ; and when the Lodge is assembled, he shall appoint a Marshal for the occasion ; direct the Lodge to form in proper order, and proceed to the place where the deceased member's body lies, and bury it with the prescribed ceremonies of the Order.

SEC. 2. In case of the burial of a member of the Lodge, the Order shall be invited.

SEC. 3. In every instance of the burial of a member of this Lodge, music may be procured to accompany the remains to the place of burial (unless the relatives of the deceased object), which shall be paid for out of the funds of the Lodge, and it shall be the duty of the N. G. to procure such music.

SEC. 4. After the close of the burial ceremonies of a deceased member, at which the Lodge has attended, the members shall return in procession to their hall, where they shall come to order and the Rec. Sec. shall call the roll, noting the absentees, and report their names to the Lodge at the next meeting.

ARTICLE VI.

DUTIES OF OFFICERS.

SECTION 1. The N. G. shall preside at all the meetings of the Lodge ; organize and maintain order therein ; appoint all officers and committees not otherwise provided for ; give the casting vote in any question where there may be a tie, except at the election of officers. He shall observe that all officers,

members of committees, and members of the Lodge perform their respective duties as prescribed by the Charges, the Constitution, and the By-Laws, and in case of failure or neglect to perform those duties by any officer, members of committees or members of this Lodge, he shall direct the Sec. to note such failure or neglect on the minutes, and make proper charge for the prescribed fine therefor. He shall inspect all ballots and report the result. He shall decide all questions of order, subject to an appeal to the Lodge, which appeal shall be decided without debate, reserving to the N. G. the right to make his explanation, and the appealing brother the reasons for his appeal; to have charge of the charter; upon the death of a brother to take charge of his funeral (in the absence of proper relatives), and provide for his decent interment. render an account of his disbursements, and draw upon the Treasurer for appropriations and benefits, and perform all other official duties.

SEC 2. He shall, when notified of the sickness of a brother of this Lodge, or transient brother, visit, or cause him to be visited forthwith, and should assistance be required through the night, inform the Rec. Sec. thereof immediately, and shall cause him to be visited regularly by visiting committee; provided such sickness is not of a contagious character.

ARTICLE VII.

VICE GRAND.

SECTION 1. It shall be the duty of the V. G., jointly with the N. G., to visit and assist sick brothers of this Lodge and transient brothers, and in case of the absence or disability of the N. G., he shall perform all the duties incumbent upon that officer, and he shall be under the same penalty as the N. G.

ARTICLE VIII.

SECRETARY.

SECTION 1. The office of Secretary shall be divided between

two members, one to be called the Recording Secretary and the other the Financial Secretary, to be elected at the regular election for each term.

SEC. 2. The Recording Secretary shall keep accurate minutes of the transactions of this Lodge.

SEC. 3. He shall keep all books of the Lodge except those pertaining to the duties of the Financial Secretary.

SEC. 4. He shall enroll the names of all the members of this Lodge, their age, occupation, manner of admission in the Lodge, date of reception of each degree; also the date and manner of leaving the Lodge, in a book kept for that purpose, and with the assistance of the other officers, make out the Semi-Annual Report to the G. L.

SEC. 5. He shall furnish any brother arraigned for trial, with a certified copy of the charges preferred against him, with the seal of the Lodge attached, and cite him to appear at the Lodge on the night the committee reports, or when the Lodge determines to act.

SEC. 6. He shall, when required, act as Secretary of all committees, and serve all notices required by the Lodge committees.

SEC. 7. For his services he shall be allowed twenty-five dollars for each term.

ARTICLE IX.

SECTION 1. The Financial Secretary shall collect all dues, fines, fees, assessments and moneys due to this Lodge and pay over to the Treasurer, each meeting night, (if practicable) the sums received, taking his receipt therefor.

SEC. 2. He shall, through the post-office, or otherwise, notify all members of this Lodge who are in arrears for dues to the amount of three dollars, informing them that if said amount is not paid up before the expiration of twenty-six weeks, they will be suspended, and the Fin. Sec. will report their names to the Lodge.

SEC. 3. He shall notify every brother who may be in arrears for thirteen weeks, that he is not in good standing.

SEC. 4. He shall, at the expiration of each term, attend the meeting of the Finance Committee upon the examination of the condition of the Lodge, and make out a semi-annual report of the condition of the Lodge.

ARTICLE X.

TREASURER.

SECTION 1. The Treasurer shall give bond and security in one thousand dollars for his faithful discharge of the trust reposed in him, which security shall be given previously to his entering on the duties of his office ; said security and bond to be referred to the Finance Committee for examination and reported to the Lodge for approval.

SEC. 2. He shall receive all moneys belonging to this Lodge, and keep a correct account thereof. He shall pay all orders drawn on him by the N. G., and properly attested by the Rec. Sec. He shall make a report of all receipts and disbursements.

SEC. 3. He shall have his account in readiness and attend the meeting of the Finance Committee, when examining into the condition of the Lodge.

ARTICLE XI.

KEEPER.

SECTION 1. It shall be the duty of the Keeper to make fires in the hall ; to light, clean, and keep the Lodge room in proper order ; to attend to having the regalia washed and see that it is kept in good condition ; and at the death of a brother or stranger brother to be in attendance at the hall to make such arrangements as the occasion requires.

SEC. 2. He shall act as Outside Guardian.

SEC. 3. For his services he shall be allowed dollars per term.

ARTICLE XII.

OF DUES.

SECTION 1. The regular dues of each member of this Lodge shall be fifty cents per month, and are due each month, and any member in arrears for thirteen weeks dues is to be considered as "not clear of the books," and subject to all the penalties and forfeitures depending upon such a condition.

ARTICLE XIII.

COMMITTEES.

SECTION 1. There shall be elected at the commencement of each year a Committee on Widows and Orphans' Fund, and a Committee on Finance, and three Trustees, and each shall consist of three Fifth Degree members. The first elected on a committee shall be the chairman thereof.

SEC. 2. All other committees shall be appointed by the N. G., unless otherwise ordered by the Lodge, and when the names of members appointed on committees have been announced, none shall be excused from serving except by a vote of the majority of the Lodge.

ARTICLE XIV.

TRUSTEES.

SECTION 1. At the last regular meeting in December, annually, three Trustees shall be elected, for one year. They shall hold in trust for the Lodge, all stocks, securities, investments and funds in deposit or in trust, and shall transfer, exchange or deposit the same or any part thereof, whenever required by a vote of the Lodge. They shall deposit, *in person*, at the end of each quarter, all sums in the hands of the Treasurer exceeding three hundred dollars, in such institution as the Lodge may

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direct, in the name of the Trustees of the Lodge, and no amount shall be withdrawn without the order of the Lodge. The checks, *in all cases*, shall be signed by a majority of the Trustees, and countersigned by the N. G.

SEC. 2. It shall be the duty of the Trustees to collect the interest accruing on investments, and pay the same to the Treasurer, taking his receipt therefor, who shall place it to the credit of the general fund.

SEC. 3. The Trustees shall be required to hand to the N. G., before entering on the discharge of their duties, a joint and several bond, with two sufficient sureties, in double the amount of funds entrusted to them.

SEC. 4. Vacancies occurring among the Trustees must be filled by election.

ARTICLE XV.

WIDOWS AND ORPHANS' COMMITTEE.

SECTION 1. When a member of this Lodge dies, leaving a widow and orphan, or either, it shall be the duty of the committee to call upon them (if in the city or immediate vicinity) immediately after such member's death, and ascertain the name or names of such widows and orphans, or either, the age and sex of each orphan, together with all information that can readily be obtained as to their condition and wants, and report to the Lodge at its next meeting. And the committee shall designate and report to the Lodge one of its members, who shall have especial charge of each widow and orphan under care of the Lodge; and it shall be the duty of the member thus designated to visit such widows and orphans as often as the Lodge may direct, but at least once in every month. He shall report once a month to the N. G., in open Lodge, whether he has attended to this duty.

SEC. 2. All claims on this Lodge, on account of or for the widows and orphans under their charge, shall be referred to this committee, who shall, without delay, examine and report

the same back to the Lodge, with their opinion as to its correctness.

SEC. 3. At the end of each term, or when required by the Lodge, this committee shall make out and report to the Lodge a detailed statement of the general condition of all the widows and orphans in their charge, with their names, employment, means of subsistence, ages of orphans, &c.

ARTICLE XVI.

OF THE FINANCE COMMITTEE.

SECTION 1. The Finance Committee shall consist of three members, whose duty it shall be to examine and report upon the condition of the books, accounts, funds and property of the Lodge, at the end of each term, or as often as required to do so by a majority of the Lodge. They shall examine and certify to the correctness of all reports made during the term by the Financial Secretary or Treasurer, upon the financial affairs of the Lodge, and, at the end of each term, shall report to this Lodge a detailed statement of receipts and expenditures of money by the Lodge during the term, of cash and other assets on hand at the commencement and close of the term, and submit their opinion of the financial condition and prospects of the Lodge.

SEC. 2. All bills or other claims against the Lodge, and all propositions involving the expenditure or investment of money, coming before the Lodge, shall be referred to this committee, who shall, without delay, examine and report the same back to the Lodge, with their opinion as to the correctness and propriety of making the proposed expenditures or investment of money.

SEC. 3. It is provided, however, that claims for benefits shall not be referred to this committee, except by a vote of the Lodge, nor shall a proposition for the expenditure or investment of any part of the Widows and Orphans' Fund, be referred to the Finance Committee.

ARTICLE XVII.

REPRESENTATIVES TO THE G. L.

SECTION 1. It shall be their duty to obey any instructions adopted by a majority of the Lodge.

ARTICLE XVIII.

COMMITTING CHARGES TO MEMORY.

SECTION 1. The elected and appointed officers of this Lodge and the sitting P. G. shall, within five weeks after installation, commit their respective charges to memory, so as to deliver them without the use of the books, if possible, during initiations, and while opening and closing the Lodge.

ARTICLE XIX.

DUTIES OF MEMBERS.

SECTION 1. It shall be their duty to visit sick brothers, and, upon notification by the Rec. Sec., to sit up during the night, to watch over and nurse them, and to perform all other offices of kindness and brotherly love that the necessities of the sick may require and Odd Fellowship enjoins; and upon due notification attend all funerals of members of this Lodge and of transient brothers, clothed in appropriate regalia. The payment of a fine does not release a member from this duty to a sick brother.

ARTICLE XX.

DEGREE OF REBEKAH.

SECTION 1. Every Fifth Degree member requiring the Degree of Rebekah conferred on his wife, must make application for the same at a regular meeting of the Lodge.

ARTICLE XXI.

OF PENALTIES.

SECTION 1. Any member of this Lodge who shall be declared by the Lodge guilty of grossly immoral conduct of any kind, or defrauding or attempting to defraud this Lodge, or any other Lodge of the order; of defrauding any other brother Odd Fellow or person; of withholding any money or other property belonging to this Lodge, when properly demanded of him; of drunkenness; of abandoning his wife and family; of any felonious offence against the laws of the land, or of any violation of his obligations as an Odd Fellow, shall be suspended for a definite period or expelled, as the Lodge may determine.

SEC. 2. And if any member of this Lodge be declared by the Lodge guilty of having divulged the name of any brother who voted against a candidate for membership, by initiation or otherwise, or of having divulged any private business transaction of the Lodge, he shall be suspended for no less a time than six months, or expelled, as the Lodge may determine.

SEC. 3. Any member, a candidate for an elective office, who shall be guilty of soliciting the vote of any member, shall be reprimanded in open Lodge by the N. G., and declared ineligible to election to any office for one term thereafter.

SEC. 4. Any member guilty of disorderly conduct in the Lodge Room, of making use of disrespectful or insulting language towards another member, towards the N. G., or the Lodge, shall be fined one dollar, and required by the N. G. to take his seat. If he persists, he shall be required to leave the Lodge room for the night, and fined a sum not exceeding five dollars. Any member refusing to take his seat when called to order by the N. G. shall be fined fifty cents, and if he persists in his refusal to take his seat, shall leave the Lodge room for the night.

SEC. 5. A member failing to attend the funeral of a member of this Lodge, upon notice having been given as required

in such cases, shall pay a fine of two dollars. For refusing to sit up with a sick member of this Lodge, or transient brother, when duly notified to do so, shall be fined one dollar ; and when a member, upon being duly notified, promises to sit up with a sick brother, and then fails to do so, he shall be fined two dollars.

SEC. 6. The visiting committee, for each failure to visit a sick member of this Lodge, or a sick transient brother, when notified that they are sick and confined to the bed, shall be fined fifty cents ; and for each failure or neglect of the N. G. to order the Secretary to note on the minutes and charge the prescribed fine to any member or officer's account for any delinquency, neglect of duty, or violation of law, when known to him, the N. G. shall be fined one dollar ; and for any other failure in or neglect of duty, the N. G. shall be fined fifty cents.

SEC. 7. The V. G., for any failure or neglect of duty shall be fined fifty cents.

SEC. 8. The Recording Secretary, for neglecting any duty required by these By-Laws, shall be fined fifty cents ; for neglecting to send his keys to the N. G. when detained from the Lodge, the R. S. shall be fined one dollar.

SEC. 9. The Financial Secretary, for neglecting to perform any of the duties required by Article X. of these By-Laws, shall be fined fifty cents for every neglect.

SEC. 10. The Treasurer, for every neglect of duty as required by Article XI. of these By-Laws, shall be fined one dollar.

SEC. 11. Members of standing committees, for failing to report without delay, or at the time instructed to report, shall be fined twenty-five cents. Each member of the Widows and Orphans' Fund Committee, who shall fail or neglect to visit the widow or orphans of any deceased member of this Lodge, as required in Article XV., Section 1, shall, for each failure or neglect, be fined twenty-five cents each ; for failure or neglect to perform any other prescribed duty, the members of standing committees shall be fined twenty-five cents each.

SEC. 12. Members of Committee on Petitions for Membership, by initiation or otherwise, who shall fail or neglect to perform the duties required of them, shall be fined fifty cents. Members of all other committees who fail or neglect to perform the duty required of them shall each be fined twenty-five cents.

SEC. 13. Any member of this Lodge failing or refusing to appear when summoned before any committee of investigation, shall pay a fine of one dollar for each meeting he refuses or fails to attend.

ARTICLE XXII.

EXCUSES AND REMISSION OF FINES.

SEC. 1. Any officer or member of a committee, or member of this Lodge, who has been fined for failure or neglect of duty, or violation of laws, may be relieved from payment of any such fine upon appealing to the Lodge and stating the grounds for his appeal, if the appeal is sustained by a majority of the Lodge: *Provided, however,* that no appeal to be relieved from any fine shall be entertained by this Lodge unless moved within three meeting nights of this Lodge next after such fine was noted on the minutes, except in case where the member appealing has been absent from the city, or unavoidably detained from the Lodge during the time when his appeal would have been in order.

SEC. 2. Sickness of self or family (or death in family,) or absence from the city, shall be deemed a sufficient excuse upon all occasions: *Provided, however,* it shall not excuse an officer for failure to send his keys.

ARTICLE XXIII.

OF AMENDMENTS.

SECTION 1. Any one or more of these By-Laws may be

amended or repealed by a motion made and sustained by three-fourths of the members present, but a motion for that purpose must be read and proposed for reception at one meeting night, and, if received by a majority of the Lodge, it shall then lie over for discussion and final action until next meeting night.

SEC. 2. After a proposition to amend these By-Laws has been received by the Lodge, it shall be the duty of Rec. Sec. to notify all the members of the Lodge that such amendment will be before the Lodge at its next meeting for final adoption.

SEC. 3. No part of these By-Laws shall be suspended, but for urgent necessity, and then only on a vote of four-fifths of the members present.

RULES OF ORDER.

RULE 1. After the Lodge has been opened the N. G. shall call up the business of the evening in the following order:

(Reading of cards and examining visiting brothers.)

1. Roll call of officers.
2. Reading of the minutes of the preceding meeting.
3. Report of Committees on Petitions and Cards.
4. Election of members.
5. Initiation.
6. Propositions for Membership.
7. Application for Degrees.
8. Reports of standing and special committees.
9. Deferred business.
10. Report of sick and distressed brethren.
11. New business.
12. Good of the Order.
13. Collection of dues.
14. Closing.

RULE 2. The presiding officer shall pronounce the decision of the Lodge on all subjects ; decide questions of order, subject to an appeal to the Lodge.

RULE 3. Every member shall, when he speaks or offers a motion, rise and respectfully address the presiding officer. While speaking he shall confine himself to the subject under discussion, avoiding all personalities and indecorous language ; and shall not speak more than once upon the same question, until all the members present shall have had an opportunity to do so ; nor more than twice without permission from the Lodge ; nor shall any member occupy more than ten minutes at a time, without the consent of the Lodge.

RULE 4. No motion shall be subject to debate until it shall have been seconded, and stated by the chair ; and it shall be reduced to writing if any member so desires it.

RULE 5. When a question is before the Lodge, no motion shall be in order, except, for the previous question ; to lie on the table ; to postpone indefinitely, or to a certain time ; to divide ; to commit ; amend ; which motions shall severally

have precedence in the order herein designated, and none but the last shall be debatable.

RULE 6. On the call of five members present, the Lodge may demand that the previous question be put. When the previous question shall have been ordered, all amendments and debates are precluded.

RULE 7. All reports and resolutions shall be submitted in writing, and shall be signed by a majority of the committee; the minority may also present its opinion in writing to the Lodge.

RULE 8. When five members rise in favor of taking a question by yeas and nays, it shall be ordered and recorded.

RULE 9. Each member shall be spoken of and addressed during open Lodge, by the title designating his rank in the Order.

RULE 10. If a member, while speaking shall be called to order, he shall, at the request of the chair, take his seat, until the question of order is decided, when, if permitted, he may proceed again.

RULE 11. No committee can be finally discharged until all the debts contracted by it shall have been presented to the Lodge.

RULE 12. The form of appeal shall be as follows, viz: Shall the decision of the chair stand as the decision of the Lodge?

RULE 13. The reception of visiting cards is always in order, and any other business shall, for the time, be suspended.

RULE 14. Any one or more of these Rules may be suspended, for any special purpose, by a majority of two-thirds of the members present.

RULE 15. Cushing's Manual of Parliamentary Practice shall be the guide on all questions which the Lodge has no Rule to meet.

The foregoing By-Laws and Rules of Order are approved, subject to ratification by the R. W. Grand Lodge.

WM. H. BAGLEY,
GRAND MASTER.

Raleigh, Dec. 12th, 1873.

APPENDIX.

CODE FOR CONDUCTING TRIALS IN SUBORDINATE LODGES.

1. All accusations of misconduct against any member of a Subordinate Lodge shall be communicated to the N. G. in a specific written charge or charges, who shall present the same to this Lodge at its first meeting thereafter.

2. The sitting Past Grand shall prosecute before the committee and the Lodge all accusations legally presented, and to him the accuser shall himself, or through the N. G., privately communicate the names of the witnesses by whom the accusation may be proven; and in the event of his failure to prosecute the accused, the N. G. shall appoint some other brother for that purpose, or in his stead.

3. When the accusation is presented to the Lodge, the N. G. shall appoint three brethren to examine the evidence adduced; selecting them, if possible, from among the peers of the accused, and taking care that they be free from prejudice.

4. The committee shall immediately inform the Secretary of the time and place of their meeting, who shall communicate the same to the S. P. G. and to the accused.

5. The Secretary shall also present to the committee and to the accused a copy of the accusation, under his signature and the seal of the Lodge.

6. The S. P. G. shall hand to the S. the names of the witnesses, who shall issue to each a request in the name and under the seal of the Lodge, that they attend and give their evidence at the meeting of the committee.

7. Every brother, when thus requested, shall attend at the meeting of such committee, and give a full statement of facts within his knowledge that may have a bearing on the matter

under investigation, under penalty of admonition, fine or suspension, upon mere motion.

8. And should a brother thus requested fail to appear, the committee shall report the fact to their Lodge ; and if a member of another Lodge, the N. G. shall cause the delinquency to be communicated to such Lodge, who shall proceed to immediate action thereon, as provided in Rule 7.

9. Whenever a Subordinate Lodge, or a member thereof when under a charge, desires to take the testimony of a witness whose personal presence cannot be had before the tribunal trying such charge, his deposition may be taken in the following manner : The party desiring to take the deposition shall file with the Secretary of the Lodge the interrogatives he wishes to be propounded to the witness or witnesses, naming them. The Secretary shall immediately deliver or cause to be delivered to the opposite party a copy of the interrogatives. The latter party, within one week from such service, may file counter-interrogatives with the Secretary if he or they think proper. At the expiration of the week, or sooner if counter-interrogatives be sooner filed, the Secretary shall forward them to the Noble Grand of a Lodge near the witness or witnesses named. Upon the receipt of the same, the Noble Grand shall, as soon as possible, take or cause the depositions to be taken by some competent member of the Order, causing every interrogatory to be propounded to the witnesses, and the answer to each reduced to writing in the presence of the witness ; and when the deposition is completed shall cause the witness to sign the same, and then the Noble Grand, or person taking the same, shall certify the same to be duly taken, and such certificate shall be verified by the seal of the Lodge ; and the deposition shall then be sealed in an envelope, and transmitted by mail to the Lodge before which the trial is pending.

10. The deposition thus taken and verified may be read in evidence in the cause to which it relates.

11. The accused may be assisted in his defence by any brother, and if he should not appear, the Lodge shall appoint

some capable member to act as his advocate, and may proceed to the examination and scrutiny ; provided every reasonable effort is made to give notice of the accusation to the accused.

12. The accused may be assisted by counsel not a member of the Order before the committee of investigation.

13. The committee shall cause requests to be issued, in the manner set out in Rule 7, for such person as the accused may desire to be examined.

14. They shall carefully and impartially hear the evidence : first, that of the S. P. G., that of the accused ; shall register in detail, and report it to the Lodge.

15. They may suppress such parts of the evidence as they may deem not pertinent or improper, subject to an appeal to the Lodge.

16. But such suppression must be made when the evidence is presented, and upon notice to the party offering it.

17. They may adjourn from time to time, as the occasion requires, but due notice of the subsequent meeting must be given to the parties.

18. The testimony of persons not members of the Order may be taken by the committee of investigation in the case, and is entitled to such weight as the character of the witness for truth will justify ; but such witnesses can only be present whilst giving their testimony.

19. Written evidence can only be received by a committee when the witness cannot appear in person before the committee, and is good evidence if the witness is credible : *Provided*, that the committee and the accused have due notice of the time and place of the taking of such testimony.

20. So soon as the report is presented, the N. G. shall declare the scrutiny of the accusation to be a specified order of business for the next meeting, and the Secretary shall cite the accused to appear at the scrutiny.

21. At the scrutiny, the evidence shall be read, and the N. G. shall state the question as follows. "Is the accused guilty of the charge?" which question may then be discussed on the evidence.

22. No evidence shall be admitted, except that reported in writing by a committee; but upon application by either party the report may be recommitted for the purpose of receiving additional testimony.

23. The S. P. G. and advocate may argue the question of guilt, but neither shall have a vote thereon.

24. At the close of the argument, the sentiment of the Lodge shall be tested; and at the scrutiny, if two-thirds of the members present declare in the affirmative, the accused shall be proclaimed guilty, if otherwise, he shall be proclaimed innocent of the charge.

25. Should there be more than one charge in the accusation, the question of guilt shall be tested upon each separately, and the accused shall be tried only upon the offense in the charge or charges specified.

26. Should the accused be found guilty, and the punishment is designated by law, then the N. G. shall announce the award without further action by the Lodge.

27. But if the punishment is left at the discretion of the Lodge, then the question shall be tested by written ballots, as follows:

1. Expulsion;
2. Suspension for a definite time;
3. Deposition from office;
4. Fine;
5. Admonition.

The ballots shall be taken separately on the mode of punishment in the order just stated, and the mode receiving the majority of all the votes shall be declared as the judgment of the Lodge.

28. The accused shall withdraw from the Lodge while the questions of punishment or guilt are tested.

29. Where the members of the Lodge are honestly of opinion that the accused will not receive impartial trial at the hands of their Lodge, and shall present such opinion in writing, sub-signed, then when the register of the evidence shall be reported by the committee, the same shall be removed to

the nearest Lodge to which there be no exception stated in the petition of the accused.

30 And such Lodge shall proceed to the hearing and scrutiny as if the accusation had been therein first preferred.

31. When there are several Lodges in the immediate vicinage, the majority shall direct to which the removal shall be made.

32. Upon such removal, the S. P. G. and advocate from the removing Lodge may respectively present the case, as if no such action had taken place.

33. When the matter has been determined, a correct copy of the record of the proceedings had thereon, and the register of evidence, shall be returned to the removing Lodge and the same shall be carefully filed in its archives.

34. Any member convicted of charges by a Subordinate Lodge may, at any time within three months after conviction, apply to the Lodge for a new trial, by written petition, setting forth clearly and distinctly the grounds of his application, but not after this period without the consent of the Grand Lodge.

35. New trials only shall be granted where it is clearly shown that the laws of the Order have not been complied with to the detriment of the accused, or that the evidence was not sufficient to justify conviction, or that the defendant was taken by surprise, or that he had not sufficient time to prepare for his defense allowed him, or that since his conviction he has discovered new and important testimony in his favor; and in all cases where the defendant has discovered new testimony he shall disclose in his petition the nature of such new matter, and names of witnesses whereby it may be proven; and he shall verify his petition by the usual forms of the Order.

36. An appeal to the Grand Lodge may be had by the accused, or any brother or brothers.

37. But such appeal must be presented to the Subordinate Lodge in writing, sub-signed, and within six months after the final scrutiny; but no appeal can be taken where a brother has been regularly tried and acquitted.

38. And the same shall be forwarded immediately by the

Secretary to the Grand Lodge, with the register of evidence, and a certified copy of all the proceedings previously had thereon.

39. It is not necessary that an application for a new trial be first made to the Subordinate Lodge before which the trial was first had to entitle the party to an appeal to the Grand Lodge.

40. A member under penalty pending an appeal to the Grand Lodge, remains under the decision of his Lodge, and so continues until restored to membership. In case the Lodge enforces a fine or reprimand in his case pending an appeal, the penalty must not be enforced until the Grand Lodge decides the question.

41. When the misconduct is confessed by the offending brother, the Lodge may proceed to vote upon his punishment, without the previous formula of a trial.

42. The N. G. shall receive no accusation, unless presented to him in person by the accuser, with the names of the witnesses.

43. The name of the accuser shall be made known only to the S. P. G. and N. G., and shall be carefully concealed by them, except the accusation is found false or malicious, and then the N. G. shall communicate it to the Lodge.

44. A Subordinate Lodge may take the cognizance of and investigate charges against one of its members involving his character when they refer to his conduct previous to his becoming an Odd Fellow only; when violation of the laws of the land is involved, developed after he joined the Order; or when a breach of the public law of the Order in connection with his initiation is involved.

45. A member can not be tried upon charges until such notice as is required by the laws of the Order be given.

46. Preferring charges against a brother debars him from benefits during the investigation of such charges, but if not found guilty the Lodge is liable for such benefits as he may be entitled to.

47. A brother can not be tried a second time for the same offense.

48. A committee of investigation on charges against a brother can not meet for that purpose in a public or bar-room, at a coffee-house or tavern, without a violation of the laws and usages of the Order.

49. They must not inquire or permit any person to inquire of a witness whether or not he preferred the charges.

50. It shall be the duty of every Odd Fellow who may learn of any misconduct on the part of any brother to present the same to the N. G. of his Lodge, as stated in Rule 1.

51. It is also the duty of the N. G. of a Lodge to bring charges against a member of his Lodge, knowing the said brother to be guilty of conduct unbecoming an Odd Fellow, or of acting immorally.

52. These rules shall not deprive a Lodge of the right to prefer an accusation against an individual member, nor of dismissing an accusation when they deem it improper or insufficient.

53. If the accused have a permanent card and be found guilty, his card shall first be revoked, and then such other punishment may be awarded as the Lodge may seem fit.

54. When a charge or any part of a charge is sustained by the evidence according to a regular trial, a penalty must be inflicted in proportion to the offense.

55. A brother under a penalty for an offense against a Lodge can not, during the existence of such penalty, be subjected to another.

56. After the evidence has been reported and read to the Lodge, no portion of the charges shall be dismissed, though the remainder may be acknowledged by the accused.

57. It is unnecessary and informal to ballot as to the guilt or innocence of a charge, or part of a charge, acknowledged by the accused.

58. It is not competent to take evidence when the truth of the charge is acknowledged by the accused.

59. A N. Grand can not expel a brother from the Lodge, or require him to retire when under charges on trial, unless

he be guilty of misconduct, except while the ballot is being taken on the charges against him.

60. No member can expect a fee as counsel (consistent with the spirit and principles of Odd Fellowship) in any case coming before the Grand or a Subordinate Lodge.

61. If a brother be guilty of an offense which would subject him to trial and punishment by his Lodge, and should, before or after charges have been preferred, but before notice thereof shall have been served on him, absent himself, so that such notice cannot be served on him, he may be expelled for contempt.

62. In cases where charges have been preferred against a brother who shall have absconded, or so concealed himself that the charges or notice of trial can not be personally served upon him, the Lodge may regularly proceed with the trial upon proof of the fact rendering such personal service impracticable; and the further proof that a copy of the charges and notice of trial have been deposited in the post office nearest the last known residence of such brother, directed to him at such place of residence, post-paid; and that a like copy of the charges and notice of trial was left at his last place of residence, if the same be known: *Provided*, that such paper shall be deemed to have been served upon the brother only from the date when the constructive service above described is complete; *And provided, further*, that in case such brother returns after the conclusion of his trial, not having appeared on such trial either in person or by counsel, and ask for a new trial, the same shall be granted to him.

63. The subordinates of this jurisdiction in any and all matters of accusation shall be governed by this Code in the trial of their members.

64. It is not competent for a wife to testify against her husband.

65. The following forms shall be used as far as practicable:

No. 1—Form of accusation.

No. 2—Form of notice to S. P. G.

- No. 3—Form of notice to accused.
- No. 4—Form of request to a brother.
- No. 5—Form of request to one not a member of the Order.
- No. 6—Form of report of delinquency of a witness.
- No. 7—Form of notice of same to his Lodge.
- No. 8—Form of missive to take depositions.
- No. 9—Form of return to same.
- No. 10—Form of report of Examining Committee.
- No. A—Form of registering the evidence and certificate.
- No. 11—Form of citation of accused.
- No. 12—Form of opinion for removal of trial.
- No. 13—Form of removing a case to another Lodge.
- No. 14—Form of return from that Lodge.
- No. 15—Form of Appeal.

(No. 1.)

To Lodge, I. O. O. F., North Carolina.

An accusation is hereby preferred against Brother
, of conduct unbecoming an Odd Fellow, to-wit:
 He is charged, 1st, etc.

(No. 2.)

..... LODGE, No. ..., I O. O. F.
, North Carolina.

To the Sitting Past Grand:

BROTHER—I am directed to inform you that the committee appointed to register the evidence as to the accusation preferred against Brother, will meet at, at which time and place you are required to produce the witnesses sustaining the accusation.

Witness the seal of our Lodge, this

....., S.

(No. 3.)

.... LODGE, No. ... I. O. O. F., N. C.

To:

BROTHER—At the last meeting of our Lodge an accusation was preferred against you in words following, to-wit:

And the same has been referred to Brethren,, and, for the registry of the evidence, and I am directed to inform you that this committee will meet at, on, at which time and place you are requested to appear.

Witness the seal of our Lodge, this

. S.

(No. 4.)

I. O. O. F., STATE OF NORTH CAROLINA,
. LODGE, No. . .

To Brother :

At the instance of (our S. P. G.) we request that you will attend at, on and there state to our committee any facts within your knowledge, touching the truth or falsity of a certain accusation heretofore preferred against our Brother, and herein you will not fail, under penalty of fine, reprimand, or suspension.

Witness our seal and the signature of our S., this

(No. 5.)

I. O. O. F., STATE OF NORTH CAROLINA,
. LODGE, No. . .

To Mr. :

It having been suggested to us that your evidence, touching the truth or falsity of a certain accusation heretofore against our Brother, will be of importance in its scrutiny, we respectfully request that you will be present at the meeting of our committee appointed to investigate the same, to-wit: on the at, and there communicate any facts bearing upon the accusation that may be within your knowledge.

Witness our seal and the signature of our S., this

(No. 6.)

To Lodge, No. . ., North Carolina.

Your committee would respectfully report that they caused

a request to be delivered to Brother, of
Lodge, No. . . , to give evidence at their meeting on, in
the matter of the accusation referred to us, but the said brother
has failed to appear.

., 18..

_____ } Committee.

(No. 7.)

I. O. O. F., STATE OF NORTH CAROLINA,
. LODGE, No. . .

To Lodge, No. . . , Greeting :

BRETHREN—We have been advised by our committee that
a request has been delivered to Brother, of your
Lodge, to give his evidence at on, in a certain
accusation, now pending before us, but that he has failed to
appear. You will therefore please take such action thereon
as will enforce his attendance.

Witness our seal and the signatures of our N. G. and S.,
this

(No. 8.)

I. O. O. F., STATE OF NORTH CAROLINA,
. LODGE, No. . .

To the N. G. of Lodge, No. . . , Greeting :

An accusation having been heretofore preferred in our
Lodge, against Brother , in words following, to-
wit :

And the following interrogatories (*and counter-interroga-
tories, if there be any*) haveing been filed for answer, we forward
the same to you, and desire you to propound, or cause to be
propounded to, residing at, and return his (*or
their*) answer, signed by him (*or them*), as speedily as possi-
ble.

Witness our seal and the signatures of our N. G. and S.,
this day of 18..

., N. G.

., Sec'y.

(No. 9.)

I. O. O. F., STATE OF NORTH CAROLINA,
 LODGE, No. .

To Lodge, No. ., Returns greeting :

In accordance with the wish made known to us, in your missive bearing date, we have caused the interrogatives therewith received to be propounded to, touching the truth of the accusation therein set out, and herewith return his (*or their*) answers, signed as required, and do hereby certify the same to be duly taken.

Witness our seal and the signatures of our N. G. and S. this day of, 18..

....., N. G.

....., Sec'y.

(No. 10.)

I. O. O. F., STATE OF NORTH CAROLINA.

To Lodge, No. . :

The committee appointed to examine the evidence adduced in the matter of the accusation against Brother respectfully submit the accompanying register as the result of their examination.

..... 18..

 _____ } Committee.

(A)

Register of evidence in the matter of the accusation preferred against Brother, which is in words following, to-wit :

After due notice to the parties, the committee met at, on the, the S. P. G. being present on the part of the accused, at which time certain witnesses also there, being examined, made statements which are now reduced to writing, and sub-signed as follows :

[Here insert the evidence.]

The foregoing is an accurate and impartial register of all the statements of the above-named witnesses material to the points in issue.

 _____ } Committee.

(No. 11.)

STATE OF NORTH CAROLINA, I. O. O. F.,
 LODGE, No. ..

To Brother :

At our next meeting, to-wit: on the, we shall proceed to make scrutiny touching the truth of an accusation, heretofore presented against you, of which you now already have notice, at which scrutiny you are cited to appear.

Witness our seal and the signature of our S., this

(No. 12.)

I. O. O. F., NORTH CAROLINA.

To Lodge, No. ... :

Respectfully sheweth, that the undersigned members of this Lodge, are honestly of opinion that our Brother in the matter of the accusation now pending against him, will not receive impartial trial at the hands of the Lodge; they therefore pray that the same may be removed for the cognizance of some sister Lodge in the vicinage.

Fraternally,

(No. 13.)

I. O. O. F., STATE OF NORTH CAROLINA,
 LODGE, No. ..

To Lodge, No. ..., sends Greeting :

A certain accusation having been heretofore presented against our Brother, and the evidence in the

matter having been properly examined, it has been suggested to us that the accused will not receive impartial trial at our hands, wherefore, lest we might unwittingly do injury to our brother, we have caused the matter to be removed to your recognizance, and to that end herewith transmit the accusation and register of evidence, requesting that you will hear the same, and make such determination thereon as to you may seem fit in the premises. Our S. P. G. will represent us at the scrutiny.

Witness our seal and the signature of our S., this

(No. 14.)

I. O. O. F., STATE OF NORTH CAROLINA,
..... LODGE, No. ..

To Lodge, No. .., Returns greeting :

Touching the matter of the accusation against, removed for our cognizance, by your letter bearing date, we caused the parties to appear before us, at our regular meeting on the, at (and the following punishment awarded, to-wit:). We therefore return the accusation and register of evidence, and also transmit a certified copy from our record of our proceedings in the matter.

Witness our seal and the signature of our N. G. and S., this

(No. 15.)

To the R. W. Grand Lodge of North Carolina, I. O. O. F.:

The undersigned respectfully asks leave to appeal from the decision of Lodge, No. .. in the matter of an accusation heretofore pending against (himself) in (his) said Lodge recently there determined. And that the same may be reviewed by your honorable body.

.....

DECISIONS IN MATTER OF TRIALS.

[The following Decisions in Matter of Trials, from Kentucky authority, for the greater part, and the foregoing Code were, so far as applicable and consistent with the General Laws and By-Laws, adopted by this Lodge. "Code Trials" alone refers to pages in this book.]

1. Members accused of violating the laws of a Lodge, or of the Order, shall be charged and tried according to the Code of Trials.—*Con. Sub. Lodges, Law 16, p. 49.*

2. It is contrary to the spirit and principles of Odd Fellowship that any member should accept a fee as counsel in any case coming before the Grand or a Subordinate Lodge.—*Jan. Session, 1850, p. 408 ; Code Trials, Rule 60, p. 34.*

3. A member cannot be tried upon charges until such notice as is required by the by-laws be given.—*July Session, 1850, p. 475 ; Code Trials, Rule 45, p. 32.*

4. All trials in Subordinate Lodges of this jurisdiction must be governed by the Code of Trials of this Grand Lodge.—*Con. Sub. Lodges, Law 16, sec. 1, p. 49 ; July Session, 1855, p. 346 ; Code Trials, Rule 63, p. 34.*

5. If a brother, after being admitted by card, is charged with fraud in procuring his admittance, and, on trial, the charge fails to be sustained, charges of the same nature can not again be preferred against him.—*July Session, 1856, pp. 491, 492.*

6. Action can not be deferred in the trial of a member—until such member shall have run off the books—for non-payment of dues after the committee of investigation has reported the evidence adduced in the case.—*July Session, 1856, p. 496 ; Code Trials, Rule 20, p. 29.*

7. Judgment can not be passed on a brother by Lodge on the night on which the evidence was reported by the committee.—*July Session, 1856, p. 497.*

8. If a brother be guilty of an offense which would subject him to trial and punishment by his Lodge, and should, before or after charges have been preferred, but before notice shall have been served on him, absent himself, so that such notice

can not be served on him, he may be expelled for contempt.—*July Session, 1856, Report of G. Rep., p. 483; Digest G. L. U. S., p. 594; Code Trials, Rule 61, p. 34; Jour. Pro. G. L. U. S., pp. 2463, 2483, 2504.*

9. In cases where charges have been preferred against a brother who shall have absconded, or so concealed himself that the charges or notice of trial can not be personally served upon him, the Lodge or Encampment may regularly proceed with the trial, upon proof of the fact rendering such personal service impracticable, and the further proof that a copy of the charges and notice of trial have been deposited in the post-office nearest the last known residence of such brother, directed to him at such place of residence, post-paid, and that a like copy of the charges and notice of trial were left at his last place of residence, if the same be known; *Provided*, that such paper shall be deemed to have been served upon the brother only from the date when the constructive service above described is complete; *And provided, further*, that in case such brother returns after the conclusion of his trial, not having appeared on such trial, either in person or by counsel, and ask for a new trial, the same shall be granted to him.—*July Session, 1856, Rept. G. Rep., p. 483; Digest G. L. U. S., p. 594; Code Trials, Rule 62, p. 34; Jour. Pro. G. L. U. S., pp. 2506, 2522, 2531.*

10. A brother holding a final card, who commits an offense, and who is tried and reprimanded for the same, is entitled to his card, and is a member of the Order, holding a final card.—*November Session, 1857, p. 542.*

11. It is irregular and illegal to fix the scrutiny of an accusation beyond the next regular meeting of the Lodge, after the completion of the evidence and reception of the report of the committee.—*November Session, 1857, p. 601; Code Trials, Rule 20, p. 29.*

12. That whenever a Subordinate Lodge, or a member thereof, when under charge, shall desire to take the testimony of a witness whose personal presence can not be had before

the tribunal trying such charge, his deposition may be taken in the following manner :

The party desiring to take the deposition shall file, with the Secretary of the Lodge or Scribe of the Encampment, the interrogatories he wishes to be propounded to the witnesses, naming them. The Secretary or Scribe shall immediately deliver, or cause to be delivered, to the opposite party a copy of the interrogatories. The latter party, within one week from such service, may file counter-interrogatories with the Secretary or Scribe, if he or they think proper. At the expiration of the week, or sooner (if the counter interrogatories be sooner filed), the Secretary shall forthwith forward them to the Noble Grand of a Lodge near the witness, with a communication requesting him to take the deposition of the witness or witnesses named. Upon the receipt of the same, the N. G. shall, as soon as possible, take or cause the depositions to be taken by some competent member of the Order, causing every interrogatory to be propounded to the witness, and the answer to each reduced to writing in the presence of the witness ; and when the deposition is completed, shall cause the witness to sign the same. And then the Noble Grand, or person taking the same, shall certify the same to be duly taken ; and such certificate shall then be sealed in an envelope, and transmitted by mail to the Lodge before which the trial is pending. The depositions thus taken and certified may be read in evidence in the cause to which it relates.—*November Session, 1857, Rept. G. Rep., p. 586 ; Code Trials, Rules 9, 10, p. 28 ; Pro. G. L. U. S., 1857, pp. 2738, 2774.*

13. Whenever a Lodge, or member of the Order authorized by existing laws to introduce testimony in any proceeding, may desire to take the testimony of a non-resident witness, such Lodge or member may take the deposition of such witness in the mode prescribed by the resolution of the Grand Lodge of the United States.—*Pro. G. L. U. S., 1857, p. 2738 ; Code Trials, Rules 9, 10, p. 28 ; November Session, 1858, Rept. G. Rep., p. 54.*

14. It is not proper or legal, when rumors against a brother

are afloat in the community, to appoint a committee to investigate the truth or falsity of said rumors until specific charges are first preferred against said brother.—*November Session*, 1858, *pp.* 38, 39, 40.

15. It is not proper, nor is it required of a committee appointed to investigate charges preferred against a brother, to go beyond the vicinity of their Lodge to register the evidence of a witness in the case.—*November Session*, 1858, *p.* 76.

16. In trials, the testimony of persons not members of the Order may be taken by the committee of investigation in the case and is entitled to such weight as the character of the witness for truth will justify. Such witnesses can only be present whilst giving their testimony.—*March Session*, 1846; *pp.* 79, 80; *Code Trials*, *Rule* 18, *p.* 29.

17. Written evidence can only be received by a committee when the witness cannot appear in person before the committee, and is good evidence if the witness is credible; *Provided*, that the committee and the accused have due notice of the time and place of taking such testimony.—*March Session*, 1846, *p.* 69; *Code Trials*, *Rule* 19, *p.* 29.

18. A member cannot be tried a second time for the same offense.—*July Session*, 1853, *p.* 88; *November Session*, 1859, *p.* 167; *Code Trials*, *Rule* 47, *p.* 32.

19. It is not lawful to permit a wife to testify against her husband.—*Digest G. L. U. S.*, *p.* 242; *Code Trials*, *Rule* 64, *p.* 34; *Pro. G. L. U. S.*, *pp.* 655-6.

20. A brother under trial should have the privilege and opportunity of producing any evidence he may deem necessary.—*November Session*, 1859, *p.* 142.

21. It is not competent to try a deceased member or deprive his widow of the benefits allowed by the laws, her husband having been beneficial and not under charges at the time of his decease.—*Pro. G. L. U. S.*, *pp.* 3031, 3083, 3113.

22. In the failure of the sitting Past Grand to prosecute the accused, the Noble Grand can appoint some other Past Grand.—*November Session*, 1860, *p.* 275; *Code Trials*, *Rule* 2, *p.* 27.

23. It is competent for the accused to appoint an advocate to

assist him before the committee while taking the evidence.—*November Session*, 1860, p. 279; *Code Trials*, Rule 12, p. 29.

24. A brother under charges may be assisted by counsel not a member of the Order before the committee of investigation.

—*March Session*, 1846, p. 79; *Code Trials*, Rule 12, p. 29

25. The report of the committee, with register of evidence, being in the hands of the Secretary, does not place it in possession of the Lodge until read and received.—*November Session*, 1860, p. 279.

26. It is competent to order the scrutiny on the report without its being read one week previous.—*November Session*, 1860, p. 279.

27. A two-thirds vote is not necessary to inflict any of the penalties.—*November Session*, 1860, p. 279; *Code Trials*, Rule 30, p. 54; *Pro. G. L. U. S.*, 1856, pp. 2586, 2620, 2650.

28. In fixing the punishment, the vote is to be taken on the highest order first, and then on the next, and so on until the punishment is fixed.—*November Session*, 1860, p. 279; *Code Trials*, Rule 27, p. 30.

29. The formula of a trial is unnecessary where the charges or guilt is confessed.—*Code Trials*, Rule 41, p. 32; *Pro. G. L. U. S.*, 1856, pp. 2586, 2620, 2650.

30. It is unnecessary and informal to ballot as to the guilt or innocence of a charge, or part of a charge, acknowledged by the accused.—*November Session*, 1860, pp. 268, 269; *Code Trials*, Rule 57, p. 33.

31. It is not competent to take evidence when the truth of the charge is acknowledged.—*November Session*, 1860, p. 279; *Code Trials*, Rule 58, p. 33.

32. A member convicted of charges may, at any time within three months after conviction, apply to the Lodge for a new trial, by written petition, setting forth clearly and distinctly the grounds of his application.—*July Session*, 1848, p. 290; *July Session*, 1854, pp. 218, 223; *Code Trials*, Rule 34, p. 31.

33. New trials shall be granted where it is clearly shown that the laws of the Order have not been complied with, to the detriment of the accused, or that the defendant was taken

by surprise, or that he had not sufficient time to prepare for his defense allowed, or that since his conviction he has discovered new and important testimony in his favor, and, in all cases where the defendant has discovered new testimony, he shall disclose in his petition the nature of such new matter, and the names of the witnesses whereby it may be proven, and he shall verify his petition by the usual forms of the Order.—*July Session, 1848, pp. 290, 291; Code Trials, Rule 35, p. 31.*

34. It is not necessary that an application for a new trial be first made to the Subordinate Lodge before which the trial was first had to entitle the party to an appeal to the Grand Lodge.—*July Session, 1848, p. 295; Code Trials, Rule 39, p. 32.*

35. It is not lawful to declare a brother guilty by the usual show of an Odd Fellow; his guilt or innocence must be determined by ballot.—*Report of G. M., p. 440; Rep. of Com. on State of the Order, p. 475, Nov. Sess., 1862.*

36. The evidence has been taken and the day set for trial. Circumstances might occur to put off trial. The accused might obtain new evidence in vindication, and as the Order is founded in F., L. and T., the greatest indulgence may be shown consistent with the ends of justice and the good of the Order.—*Report of G. M., p. 440, November Session, 1862; Rep. of Com. on State of Order, p. 475.*

37. It is not competent to read the evidence on the evening that the same is reported by the Committee of Examination.—*Report of Com. on Appeals, November Session, 1863, p. 565.*

38. It is not competent or right to try a brother without his consent upon charges after dismissal by the Lodge.—*Report of Com. on Appeals, November Session, 1864, pp. 666, 667.*

39. The Noble Grand has the right to appoint whenever the Sitting Past Grand fails to prosecute the accused.—*Report of Com. on Appeals, Nov. Session, 1866, p. 915.*

40. When a Lodge has, under the Code of Trials, determined to inflict a fine upon the accused member, and several

amounts are named, it should proceed to ballot without further discussion, commencing with the highest sum named.—*Report of Com. on Appeals, October Session, 1867, p. 1045.*

41. It is not competent for a Grand Body to order a new trial of a member on the ground of informality or unfairness of a former trial, unless such informality or unfairness be shown by the appellant.—*Report of Com. on Appeals, October Session, 1867, p. 1026.*

42. The Lodge is competent to decide in matter of trials, as to the sufficiency of the evidence to convict.—*Report of Com. on Appeals, Oct. Session, p. 1026.*

43. When a new trial is asked for on the ground of there being new evidence, or matter not developed in the trial, the same must be stated and the witnesses named, as provided by Code of Trials, Rule 35.—*Report of Com. on Appeals, October Session, 1867, p. 1026.*

44. A Subordinate Lodge is competent judge of the sufficiency of the grounds for a new trial.—*Report of Com. on Appeals, October Session, 1867, p. 1026.*

45. A Lodge may proceed at once to ballot upon the mode of punishment of a brother under charges, who appears before a committee and pleads guilty without the previous formula of a trial, or the same lying over one week for the scrutiny.—*Report of Com. on the State of the Order, p. 1181.*

46. When the charges are confessed or proven in the judgment of the Lodge, it is optionary with the Lodge to say what the punishment shall be, and it is the duty of the presiding officer to see that the punishment is inflicted to the extent prescribed by the Lodge.—*Report of Com. on the State of the Order, p. 1181.*

47. A brother under charges is not eligible as a candidate for any office.—*G. M.'s Report, p. 1105.*

48. A motion to fix the scrutiny in a matter of trial against a brother is not in order or admissible when the Lodge is awaiting answers to interrogatories propounded to an important witness at a distance.—*Report of Com. on Appeals, pp. 1160, 1161.*

PRAYERS.

OPENING PRAYER.

Almighty and most merciful God, we adore Thee as the Creator of all worlds, and the religious Governor of all beings, upon whom we are dependent for life and all its blessings, and without whose favor no human enterprise can permanently prosper. Lift upon us, we pray Thee, O Lord! the light of thy countenance, and bless us while we are together. May all things be done in the spirit of charity and brotherly kindness, and may our labors of love be blessed to the promotion of the best interests of our beloved Order. Hear us, O God! in behalf of the stranger, the sick, the afflicted, the widow and the orphan, and bless them as Thou seest they may need. Keep us ever in thy fear and wisdom, and save us with an everlasting salvation; and to Thy great name be all the glory, as it was in the beginning, is now, and ever shall be, world without end. Amen.

CLOSING PRAYER.

We bless Thee, O Lord! that we have been permitted to enjoy this, another Lodge meeting. Pardon what thou hast seen amiss in us; and now, as we are about to depart, let thy blessings be with us, and with all our brethren throughout the globe. May brotherly love prevail, and every moral and social virtue adorn our lives while members of this Lodge below, and at last may we be admitted to the joys of a better world; and thine be the power and glory, forever and ever. Amen.

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Independent Order of Odd-Fellows. Seaton
By-laws and rules of order of Seaton Gal



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Raleigh, N. C. Seaton Gales Lodge,
No. 64

By-laws and rules of order, to which
is prefixed the constitution or
general laws for the government of
subordinate lodges in North Carolina

